



Patent

602382-100027

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Howard J. Solow, et al.

Serial No.: 10/553,930

Filed: June 23, 2008

For: FOLDABLE TRANSPORTABLE  
MULTIPLE FUNCTION PILATES  
EXERCISE APPARATUS AND  
METHOD

) Examiner: Lori Lynn Baker

) Group Art Unit: 3764

) Confirmation No.: 6142

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby disclose(s) to the Patent Office patents, publications or other information of which they are aware, that they believe may be material to the patentability of one or more of the pending claims in this application and in respect of which there may be a duty to disclose in accordance with 37 CFR 1.56.

The items identified in the IDS may or may not be "material" pursuant to CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

In accordance with 37 CFR § 1.97(g), the filing of the Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR § 1.56, exists.

CERTIFICATE OF MAILING  
(37 C.F.R. § 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450

June 7, 2011  
Date of DepositGloria Perez  
Name of Person Mailing Paper

Signature of Person Mailing Paper

Attached is Form PTO/SB/08A listing the patents, publications and other information that may be material to the patentability of one or more claims of the subject application. Applicant respectfully requests that a copy of Form PTO/SB/08A, as considered and initialed by the Examiner, be returned with the next communication.

☒ This IDS is believe to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d); or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office Action on the merits; or (4) before the mailing of a first Office Action after filing a request for continued examination under § 1.114. Thus, no fee is required.

☐ However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR § 1.17(p) to the deposit account referenced below.

☒ However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and a statement under 37 CFR § 1.97(e) is included below, thus no fee is required.

☐ This IDS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action on the merits, but before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311.

☐ The fee due under 37 CFR § 1.17(p) is submitted herewith.

☐ A statement under 37 CFR § 1.97(e) is included below, thus no fee is required. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR § 1.97(d) and charge the fee due under 37 CFR § 1.17(p) to the deposit account below.

☐ This IDS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311, but before payment of the issue fee. A statement under 37 CFR § 1.97(e) is included below. The fee due under 37 CFR § 1.17(p) is submitted herewith.

**STATEMENT UNDER 37 CFR § 1.97(e):**

☒ Each item contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

☐ No item contained in the IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this IDS was

known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this IDS.

**PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:**

- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the above fee(s).
- ☐ The Commissioner is authorized to charge the credit card according to the information submitted herewith for the Information Disclosure Statement fee.
- ☐ Please charge \_\_\_\_\_ to Deposit Account No. \_\_\_\_\_ for the above fee(s).
- ☐ The Commissioner is authorized to charge any fees required by the filing of these papers, and to credit any overpayment to Maceiko IP's Deposit Account No. \_\_\_\_\_.

Respectfully submitted,

MACEIKO IP

Dated: June 7, 2011

By: /Theodore S. Maceiko/  
Theodore S. Maceiko  
Reg. No. 35,593

3770 Highland Avenue, Suite 207  
Manhattan Beach, CA 90266  
Telephone: 310-545-3311  
Facsimile: 310-545-3344